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12/18/03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No 99-365)

In the Application of:)
Schuster, et al.)
Serial No.: 09/406,321)
Filing Date: September 27, 1999)
For: System and Method for Controlling)
Telephone Service Using a Wireless)
Personal Information Device)

Examiner: Ward, Ronald, J.

Group Art Unit: 2681

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DEC 03 2003

Technology Center 2600

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Examiner's rejection of all pending claims rejected in the Final Office Action dated June 27, 2003.

The item(s) checked below are appropriate:

1. An extension of time to respond to the final rejection was granted on _____ for _____ month(s).
2. A petition to extend time to respond to the final rejection, with the appropriate fee, accompanies this notice.
 - a. the fee is calculated from the date of mailing of an advisory action, because an amendment after the final rejection was filed within two months of the final rejection, which set a three month shortened statutory period for response, and the advisory action was mailed more than three months after the final rejection.

McDonnell Boehnen Hulbert & Berghoff, Ltd.
300 South Wacker Drive, 7th Floor
Chicago, IL 60606
(312)913-0001

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b. the fee is calculated from the end of the period set for response.

3. Appeal Fee \$330.00

Enclosed

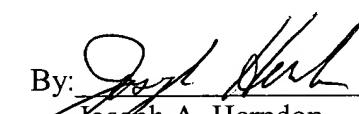
Not required (Fee paid in prior appeal)

Charge to Deposit Account No. 13-2490
(One additional copy of this Notice enclosed herewith.)

4. The Commissioner is hereby authorized to charge any additional fee which may be required, or credit any overpayment to Account No. 13-2490. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 11/05/03

By: 
Joseph A. Herndon
Reg. No. 50,469

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Facsimile: 312-913-0002

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